

Patent  
Attorney's Docket No. 0320-001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of  
Frank A. HUNLETH  
Application No.: 10/768,432;  
Filed: 1/30/2004

For: CONTROL FRAMEWORK WITH  
A ZOOMABLE GRAPHICAL  
USER INTERFACE FOR  
ORGANIZING, SELECTING AND  
LAUNCHING MEDIA ITEMS

)  
) Group Art Unit: 2175  
)  
) Examiner: Orr, Henry W.  
)  
) Confirmation No.: 8731  
)  
) Box Petitions

**RECEIVED**  
DEC 16 2009  
**OFFICE OF PETITIONS**

**PETITION UNDER 37 C.F.R. §1.28(c) TO CORRECT POTENTIAL ERRORS**  
**ASSOCIATED WITH SMALL ENTITY STATUS**

Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

A license agreement associated with the above-identified application/patent having an effective date of April 7, 2006, may have triggered a change in status of the Assignee from small entity to large entity. While the undersigned has not conclusively determined that this license agreement triggered a change in status pursuant to 37 C.F.R. §1.27(a)(2), nevertheless, the fees identified in the following itemized chart, as provided for by 37 C.F.R. §1.28(c)(1) and §1.28(c)(2), are enclosed in order to address the possibility that small entity fees were paid erroneously.

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The itemization required by 37 C.F.R. §1.28 (c)(2) is provided below.

Fee Type	Current Large Entity Fee Amount	Small Entity Fee Actually Paid	Date Small Entity Fee Paid	Deficiency Amount
One-Month Extension of Time	\$130	\$60	07/23/2007	\$70
Request for Continued Examination (RCE)	\$810	\$405	12/26/2007	\$405
One (1) Additional Independent Claim in Excess of Three	\$220	\$105	12/26/2007	\$115
One-Month Extension of Time	\$130	\$65	12/12/2008	\$65
Notice of Appeal	\$540	\$270	12/12/2008	\$270
Appeal Brief	\$540	\$270	02/17/2009	\$270

The total potential deficiency associated with U.S. Application No. 10/768,432 is submitted herewith via a Credit Card Payment form. It is believed that no fee is required for processing of this petition. If however, a fee is required, the Office is authorized to deduct such fee from Deposit Account No. 50-7248.

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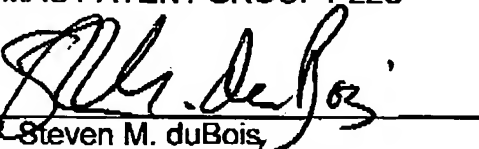
The establishment of small entity status in this application/patent was made in good faith, and all of the small entity fees paid in this application/patent were submitted in good faith. In addition, all of the requirements of 37 C.F.R. § 1.28(c) have been fulfilled. Thus, it is respectfully requested that this petition be GRANTED and that a notice to that effect be returned to the undersigned.

Should any questions arise regarding this petition or the application in general, please contact the undersigned at (540) 361-1863.

Respectfully submitted,

POTOMAC PATENT GROUP PLLC

By:



Steven M. duBois

Registration No. 35,023

Date:

12/4/09

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